IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO. 99 OF 2006

SHRI ROHIDAS KUSTA NAIK (SINCE DEC. THROUGH L.RS.) SMT. VITHABAI ROHIDAS NAIK ....Appellant

Versus

INDIAN OVERSEAS BANK, THROUGH BRANCH MANAGER, MADKAI BRANCH ....Respondent

Mr. Anirudha A. S. Borkar, Advocate for the appellant.

Mrs A. A. Agni, Advocate for the respondent.

Coram:- S.K. SHAH, J.

Date:- 19th January, 2007

P.C.

Heard learned Counsel on both sides. There is concurrent finding of both the Courts below, on facts as also the position of law that the Bank can retain the ornaments of the appllant who had stood guarantor to the other debtor till the entire debt is cleared. As such, there is no substantial question of law involved in this second appeal. Therefore, I do not find any merit in the second appeal. The second appeal stands dismissed.

S.K. SHAH, J.

ssm.